

TRANSMITTAL FORM

Attorney Docket No.
BOC9-99-066/1501PIn re the application of: **CHING et al**Confirmation No: **7262**Serial No: **09/773,047**Group Art Unit: **2611**Filed: **January 29, 2006**Examiner: **Bui, Kieu Oanh T.**For: **Method and System for Object Retransmission Without A Continuous Network Connection In A Digital Media Distributor System**

ENCLOSURES (check all that apply)

<input type="checkbox"/>	Amendment/Reply	<input type="checkbox"/>	Assignment and Recordation Cover Sheet	<input type="checkbox"/>	After Allowance Communication to Group
<input type="checkbox"/>	After Final	<input type="checkbox"/>	Part B-Issue Fee Transmittal	<input type="checkbox"/>	Notice of Appeal
<input type="checkbox"/>	Information disclosure statement	<input type="checkbox"/>	Letter to Draftsman	<input type="checkbox"/>	Appeal Brief
<input type="checkbox"/>	Form 1449	<input type="checkbox"/>	Drawings	<input type="checkbox"/>	Status Letter
<input type="checkbox"/>	(X) Copies of References	<input checked="" type="checkbox"/>	Petition for Correction of Inventorship	<input checked="" type="checkbox"/>	Postcard
<input type="checkbox"/>	Extension of Time Request *	<input type="checkbox"/>	Fee Address Indication Form	<input checked="" type="checkbox"/>	Other Enclosure(s) (please identify below):
<input type="checkbox"/>	Express Abandonment	<input type="checkbox"/>	Terminal Disclaimer	Assent of Assignee to Correction/Addition of Inventorship; Supplemental Declaration and Power of Attorney For Patent Application; and Statement by Omitted Inventor	
<input type="checkbox"/>	Certified Copy of Priority Doc	<input type="checkbox"/>	Power of Attorney and Revocation of Prior Powers		
<input type="checkbox"/>	Response to Incomplete Appln	<input type="checkbox"/>	Change of Correspondence Address		
<input type="checkbox"/>	Response to Missing Parts	*Extension of Term: Pursuant to 37 CFR 1.136, Applicant petitions the Commissioner to extend the time for response for xxxxx month(s), from to .			
<input type="checkbox"/>	Executed Declaration by Inventor(s)				

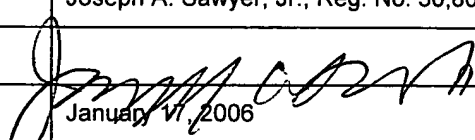
CLAIMS

FOR	Claims Remaining After Amendment	Highest # of Claims Previously Paid For	Extra Claims	RATE	FEE
Total Claims	34	35	0	\$ 50.00	\$ 0.00
Independent Claims	3	5	0	\$200.00	\$ 0.00
				Total Fees	\$ 0.00

METHOD OF PAYMENT

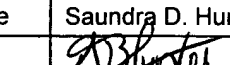
<input type="checkbox"/>	Check no. _____ in the amount of \$ _____ is enclosed for payment of fees.
<input checked="" type="checkbox"/>	Charge \$ <u>130.00</u> to Deposit Account No. <u>09-0460</u> (IBM Corporation) for payment of fees.
<input checked="" type="checkbox"/>	Charge any additional fees or credit any overpayment to Deposit Account No. <u>09-0460</u> (IBM Corporation)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Attorney Name	Joseph A. Sawyer, Jr., Reg. No. 30,801
Signature	
Date	January 17, 2006

CERTIFICATE OF TRANSMISSION/MAILING

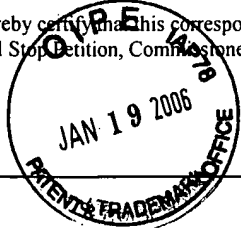
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **January 17, 2006**.

Type or printed name	Saundra D. Hunter
Signature	

2611
IFW

CERTIFICATE OF MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Mail Stop, Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 17, 2006.



Saundra D. Hunter
Saundra D. Hunter

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: CHING et al.

Confirmation No: 7262

Serial No: 09/773,047

Group Art Unit: 2611

Filed: January 29, 2001

Examiner: Bui, Kieu Oanh T.

For: METHOD AND SYSTEM FOR OBJECT RETRANSMISSION WITHOUT A
CONTINUOUS NETWORK CONNECTION IN A DIGITAL MEDIA
DISTRIBUTOR SYSTEM

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR CORRECTION OF INVENTORSHIP UNDER 37 CFR §1.48(a)

Sir:

The above-referenced patent application was filed on January 29, 2001. Submitted on January 29, 2001 was a Declaration under 37 CFR §1.48(a), executed by Jennie Ching, Eric Hsiao, Peter S. Lee and Warren R. Vollinger. Applicants hereby petition to the Commissioner of Patents and Trademarks to correct the inventorship of the present application to include the addition of the following individual as a named inventor:

Cris W. SANDOVAL, Citizen of the USA
1663 Wellesley Avenue
Los Angeles, CA 90025

In accordance with 37 CFR §1.48(a), submitted herewith is a statement by Cris SANDOVAL, a Supplemental Declaration executed by all named inventors, and an Assent to Correction/Addition of Inventors executed by the Assignee of Record, International Business Machines Corporation, Armonk, New York.

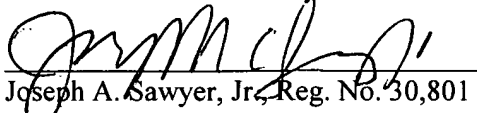
01/20/2006 TBESHAH1 00000024 090460 09773047

01 FC:1464 130.00 DA

The Commissioner is hereby authorized to charge \$130.00 to Deposit Account No. 09-0460 (IBM Corporation) for payment of the Petition Fee pursuant to 37 CFR §1.17(i).

Respectfully submitted,

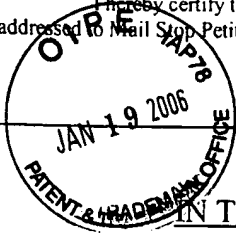
SAWYER LAW GROUP LLP

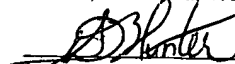


Joseph A. Sawyer, Jr., Reg. No. 30,801
Attorney for Applicant(s)
(650) 493-4540

CERTIFICATE OF MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 1/17, 2006.




Sandra D. Hunter

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Confirmation No.: 7262

Jennie CHING et al.

Group Art Unit: 2611

Serial No: 09/773,047

Examiner: Bui, Kieu Oanh T.

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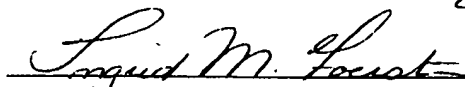
**ASSENT OF ASSIGNEE TO CORRECTION/ADDITION
OF INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)**

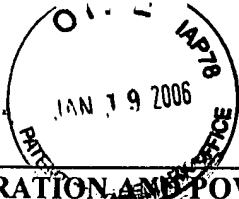
Sir:

International Business Machines Corporation is the owner of the entire right, title and interest in and to the above-referenced patent application by virtue of an Assignment recorded in the United States Patent and Trademark Office on January 29, 2001 under Reel/Frame No. 011527/0748.

Assignee hereby assents to the correct of inventorship and confirms that the inventors for the present application are as named in the Supplemental Declaration filed herewith.

Signed this 10th day of January, 2006.


Ingrid Foerster
Division IP Counsel
International Business Machines Corporation

**DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**☒ **Supplemental Declaration**☐ **Declaration Submitted after Initial Filing (surcharge 37 CFR 1.16(e) required)**

As a below named inventor, I hereby declare that:

My residence/post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD AND SYSTEM FOR OBJECT RETRANSMISSION WITHOUT A CONTINUOUS NETWORK
CONNECTION IN A DIGITAL MEDIA DISTRIBUTOR SYSTEM**

the specification of which

☐ is attached hereto☒ was filed on January 29, 2001 as US Application Serial No. 09/773,047.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) specifically referred to above. I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

Foreign Application(s) and/or Claim of Foreign Priority

I hereby claim foreign priority benefits under Title 35, United States Code Section 119 of any foreign application(s) for patent or inventor(s) certificate listed below and have also identified below any foreign application for patent or inventor(s) certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NUMBER	DATE FILED	PRIORITY CLAIMED UNDER 35 U.S.C. 119
			YES: NO:
			YES: NO:

U.S. Priority Claim

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NUMBER	FILING DATE	STATUS(patented/pending/abandoned)

Provisional Application

I hereby claim the benefit under Title 35, United States Code Section 119(e) of any United States provisional application(s) listed below:

APPLICATION SERIAL NUMBER	FILING DATE	STATUS(pending)

**DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION (continued)****POWER OF ATTORNEY:**

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) listed below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

CUSTOMER NO. 45728

Send Correspondence to: Customer No. 45728
SAWYER LAW GROUP LLP
P.O. Box 51418
Palo Alto, CA 94303

Direct Telephone Calls To:
Joseph A. Sawyer, Jr.
Phone: (650) 493-4540
Facsimile: (650) 493-4549

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

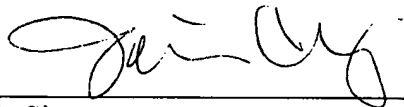
Full Name of Inventor: **Jennie CHING**

Citizenship: **USA**

Residence: **19204 Stare Street
Northridge, CA 91324**

Post Office Address: **Same**

11/4/2005
Date


Inventor's Signature

Full Name of Inventor: **Eric HSIAO**

Citizenship: **USA**

Residence: **604 MacArthur Ave
San Mateo, CA 94402**

Post Office Address: **Same**

Date

Inventor's Signature

**DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION (continued)**

POWER OF ATTORNEY:

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) listed below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

CUSTOMER NO. 45728

Send Correspondence to: Customer No. 45728
SAWYER LAW GROUP LLP
P.O. Box 51418
Palo Alto, CA 94303

Direct Telephone Calls To:
Joseph A. Sawyer, Jr.
Phone: (650) 493-4540
Facsimile: (650) 493-4549

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor: **Jennie CHING** Citizenship: **USA**
 Residence: **19204 Stare Street**
Northridge, CA 91324
 Post Office Address: **Same**

 Date

 Inventor's Signature

Full Name of Inventor: ~~**Eric HSIAO**~~ **ERIC HSIAO** Citizenship: **USA**
 Residence: ~~**1905 Kerns Avenue**~~ **604 MacArthur Ave.**
~~**San Marino, CA 91108**~~ **San Mateo, CA 94402**
 Post Office Address: ~~**Same**~~

11/20/05
 Date


 Inventor's Signature

**DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION (continued)**

Full Name of Inventor: **Peter S. LEE** Citizenship: **USA**

Residence: **23140 Park Marco Polo
Calabasas, CA 91302**

Post Office Address: **Same**

Nov 14, 2005
Date


Inventor's Signature

Full Name of Inventor: **Warren R. VOLLINGER** Citizenship: **USA**

Residence: **1215 North Olive Drive #208,
Los Angeles, CA 90069**

Post Office Address: **Same**

Date

Inventor's Signature

Full Name of Inventor: **Cris SANDOVAL** Citizenship: **USA**

Residence: **1663 Wellesley Avenue
Los Angeles, CA 90025**

Post Office Address: **Same**

Date

Inventor's Signature

**DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION (continued)**

Full Name of Inventor: **Peter S. LEE** Citizenship: **USA**

Residence: **23140 Park Marco Polo
Calabasas, CA 91302**

Post Office Address: **Same**

Date

Inventor's Signature

Full Name of Inventor: **Warren R. VOLLINGER** Citizenship: **USA**

Residence: **1215 North Olive Drive #208,
Los Angeles, CA 90069**

Post Office Address: **Same**

11/11/2005
Date

Warren R. Vollinger
Inventor's Signature

Full Name of Inventor: **Cris SANDOVAL** Citizenship: **USA**

Residence: **1663 Wellesley Avenue
Los Angeles, CA 90025**

Post Office Address: **Same**

Date

Inventor's Signature

**DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION (continued)**

Full Name of Inventor: **Peter S. LEE** Citizenship: **USA**

Residence: **23140 Park Marco Polo
Calabasas, CA 91302**

Post Office Address: **Same**

Date

Inventor's Signature

Full Name of Inventor: **Warren R. VOLLINGER** Citizenship: **USA**

Residence: **1215 North Olive Drive #208,
Los Angeles, CA 90069**

Post Office Address: **Same**

Date

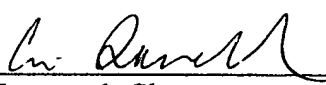
Inventor's Signature

Full Name of Inventor: **Cris SANDOVAL** Citizenship: **USA**

Residence: **1663 Wellesley Avenue
Los Angeles, CA 90025**

Post Office Address: **Same**

11/11/05
Date


Inventor's Signature



CERTIFICATE OF MAIL

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Sandra D. Hunter

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**STATEMENT BY OMITTED INVENTOR
UNDER 37 CFR § 1.48(a)**

Sir:

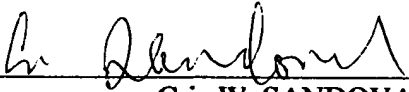
I, Cris W. SANDOVAL, hereby state that I believe I am an original, first and joint-inventor in the above-referenced patent application, and that the error identifying the inventorship of the above-referenced patent application occurred without any deceptive intention on my part.

Submitted herewith is a Declaration pursuant to 37 C.F.R. §1.63 executed by myself and my co-inventors, Jennie CHING, Eric HSIAO, Peter S. LEE and Warren R. VOLLINGER. Further, as this application was previously assigned of record to International Business Machines Corporation, Armonk, New York, I submit an Assignment executed concurrently with the Declaration.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signed this 11 day of NOVEMBER, 2005.


Cris W. SANDOVAL